

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
TUESDAY, JANUARY 18, 1994
AT 9:00 A.M.
IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor Golding at 10:11 a.m. The meeting was recessed by Mayor Golding at 12:06 p.m. to reconvene in Closed Session at 1:30 p.m. in the 12th floor Conference Room, to discuss litigation and meet and confer matters. The meeting was reconvened by Mayor Golding at 2:11 p.m. with all members of the Council present. Mayor Golding recessed the meeting at 3:23 p.m. to convene the Housing Authority. Mayor Golding reconvened the meeting at 3:24 p.m. with all members of the Council present. Mayor Golding recessed the meeting at 3:51 p.m. so that she and City Council members could appear before the County Board of Supervisors to address the Land Use issue on the Board of Supervisors' meeting agenda. Mayor Golding reconvened the meeting at 5:04 p.m. with Deputy Mayor Stevens not present. Mayor Golding recessed the meeting at 6:42 p.m. to convene the Redevelopment Agency. Mayor Golding reconvened the meeting at 6:45 p.m. with all members of the Council present. Mayor Golding adjourned the meeting at 6:55 p.m. into closed session in the twelfth floor conference room to discuss pending litigation, potential litigation, and meet and confer matters, and to convene again as the City Council on Monday, January 31, 1994, at 2:00 p.m.

ATTENDANCE DURING THE MEETING:

- (M) Mayor Golding-present
 - (1) Council Member Mathis-present
 - (2) Council Member Roberts-present
 - (3) Council Member Kehoe-present
 - (4) Council Member Stevens-present
 - (5) Council Member Warden-present
 - (6) Council Member Stallings-present
 - (7) Council Member McCarty-present
 - (8) Council Member Vargas-present
- Clerk-Fishkin (rb/mp)

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FILE LOCATION: MINUTES

ITEM-1: ROLL CALL

Clerk Fishkin called the roll:

- (M) Mayor Golding-present
- (1) Council Member Mathis-present
- (2) Council Member Roberts-present
- (3) Council Member Kehoe-present
- (4) Council Member Stevens-present
- (5) Council Member Warden-present
- (6) Council Member Stallings-present
- (7) Council Member McCarty-present
- (8) Council Member Vargas-present

FILE LOCATION: MINUTES

ITEM-10: INVOCATION

Invocation was given by Pastor James Larson, Revival
Tabernacle Family Center.

FILE LOCATION: MINUTES

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member
Stallings.

FILE LOCATION: MINUTES

PUBLIC COMMENT:

ITEM-PC-1:

Comments by Steve Feher on CDBG funding holdup vs.
abatement.

FILE LOCATION: AGENDA

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COUNCIL ACTION: (Tape location: A040-054.)

ITEM-PC-2: REFERRED TO CITY MANAGER

Comments by John Dean regarding signage.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A055-080.)

COUNCIL COMMENT:

ITEM-CC-1:

Comments by Council Members McCarty, Roberts, Stevens, and Mayor Golding regarding the Los Angeles earthquake on January 17, 1994.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A081-120; A124-138.)

ITEM-CC-2:

Comments by Council Member Kehoe welcoming visiting students from a government class.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A121-123.)

ITEM-30: APPROVED

Approval of Council Minutes for the Meetings of:

12/20/93 Adjourned
12/21/93 Adjourned
12/27/93 Adjourned
12/28/93 Adjourned

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A140-144.)

MOTION BY McCARTY TO APPROVE. Second by Steven. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-50:

SUBJECT: Five actions related to Park Dedications.

(Districts-1,4,5 & 7.)

CITY COUNCIL'S RECOMMENDATION:

Adopt the following ordinances, which were introduced on 1/3/94 (Council voted 9-0):

Subitem-A: (O-94-216) ADOPTED AS ORDINANCE O-18025 (New Series)

Setting aside and dedicating approximately 42.12 acres of Soledad Natural Park, in the City of San Diego, for a public park.

Subitem-B: (O-94-214) ADOPTED AS ORDINANCE O-18026 (New Series)

Setting aside and dedicating approximately 49.77 acres of Carmel Valley/Overlook Park, in the City of San Diego, for a public park.

Subitem-C: (O-94-219) ADOPTED AS ORDINANCE O-18027 (New Series)

Setting aside and dedicating approximately 27.18 acres of Paradise Canyon, in the City of San Diego, for a public park.

Subitem-D: (O-94-220) ADOPTED AS ORDINANCE O-18028 (New Series)

Setting aside and dedicating approximately 209.43 acres of Sabre Springs, in the City of San Diego, for a public park.

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Subitem-E: (O-94-221) ADOPTED AS ORDINANCE O-18029 (New Series)

Setting aside and dedicating approximately 3.81 acres of Navajo Canyon Open Space Park, in the City of San Diego, for a public park.

FILE LOCATION: SUBITEM-A: DEED F-6215; SUBITEM-B:
F-6207; SUBITEM-C: F-6208; SUBITEM-D:
F-6209; SUBITEM-E: F-6210 DEED FY94-5

COUNCIL ACTION: (Tape location: A154-352.)

CONSENT MOTION BY STALLINGS TO DISPENSE WITH THE READING AND ADOPT ORDINANCES. Second by McCarty. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

*** ITEM-51:**

SUBJECT: Amending the San Diego Municipal Code relating to Sales of Real Property to Public Agencies.

CITY ATTORNEY'S RECOMMENDATION:

Introduce the following ordinance:

(O-94-54) INTRODUCED, TO BE ADOPTED JANUARY 31,
1994

Introduction of an Ordinance amending Chapter II, Article 2, Division 9, of the San Diego Municipal Code, by amending Section 22.0907, relating to Sales of Real Property to Public Agencies, to authorize the City Attorney to settle Eminent Domain Actions to acquire City property with a value up to \$50,000.

FILE LOCATION: NONE

COUNCIL ACTION: (Tape location: A154-352.)

CONSENT MOTION BY STALLINGS TO INTRODUCE ORDINANCE. Second by McCarty. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea,

Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-100:

SUBJECT: Awarding a Contract for the Purchase of Police Patrol
Cars for the City and the San Diego Unified Port
District.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-692) ADOPTED AS RESOLUTION R-283262

Awarding a contract to Bob Baker Ford, for the purchase of
135 police patrol cars (1994 Ford Crown Victoria Police
Interceptor), for an estimated total cost of \$1,710,678.81,
including tax, terms and trade-in allowance; Authorizing the
expenditure of not to exceed \$1,710,678.81 from Fund No.
100, Department No. 110, Organization Nos. 200/386, Object
Account No. 6010, Job Order Nos. 111475/111515; Authorizing
the City Auditor and Comptroller, upon advice from the
administering department, to transfer excess budgeted funds,
if any, to the appropriate reserves. (BID-C4079/94)

Aud. Cert. 9400634.

FILE LOCATION: CONT-PURCHASE-Bob Baker Ford CONT
FY94-1

COUNCIL ACTION: (Tape location: A154-352.)

CONSENT MOTION BY STALLINGS TO ADOPT. Second by McCarty.
Passed by the following vote: Mathis-yea, Roberts-yea,
Kehoe-yea, Stevens-nay, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-101:

SUBJECT: Awarding a Contract for Police Motorcycles.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-693) ADOPTED AS RESOLUTION R-283263

Awarding a contract to Poway Honda Kawasaki for the purchase of nine police patrol motorcycles (1994 Kawasaki KZ1000 P13), for a total cost of \$63,860.88, including tax and trade-in allowance; Authorizing the expenditure of not to exceed \$63,860.88 from Fund No. 100, Department No. 110, Organization No. 386, Object Account No. 6010, Job Order No. 111519 for providing funds for the project and related costs; Authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves.
(BID-C4080/94)

Aud. Cert. 9400636.

FILE LOCATION: CONT-PURCHASE-Poway Honda Kawasaki
CONTFY94-1

COUNCIL ACTION: (Tape location: A154-352.)

CONSENT MOTION BY STALLINGS TO ADOPT. Second by McCarty.
Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-nay, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-102:

SUBJECT: Awarding a Contract for the Purchase of One Gas
Chromatograph Autosampler and Data System Package.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-694) ADOPTED AS RESOLUTION R-283264

Awarding a contract to Hewlett-Packard Company for the purchase of one gas chromatograph with autosampler and data system package, for an actual cost of \$59,821.26, including tax; Authorizing the expenditure of not to exceed \$59,821.26 from Department No. 700, Organization No. 279, Object Account No. 6010, Job Order No. 18628; Authorizing the City Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserve. (BID-B4071/94)

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Aud. Cert. 9400637.

FILE LOCATION: CONT-PURCHASE-Hewlett-Packard Company
CONFY94-1

COUNCIL ACTION: (Tape location: A154-352.)

CONSENT MOTION BY STALLINGS TO ADOPT. Second by McCarty.
Passed by the following vote: Mathis-yea, Roberts-yea,
Kehoe-yea, Stevens-nay, Warden-ineligible, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

Jan-18-1994 RECORDER=rb

* ITEM-103:

SUBJECT: Awarding a Contract for Broom Cores.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-696) ADOPTED AS RESOLUTION R-283265

Awarding a contract to San Diego Rotary Broom for furnishing
material and labor to rewind street sweeper main broom cores
and fill gutter broom cores, as may be required for a period
of one year beginning January 1, 1994 through December 31,
1994, for a total estimated cost of \$83,605.38, including
tax.
(BID-C4098/94)

FILE LOCATION: CONT-PURCHASE-San Diego Rotary Broom
CONT FY94-1

COUNCIL ACTION: (Tape location: A154-352.)

CONSENT MOTION BY STALLINGS TO ADOPT. Second by McCarty.
Passed by the following vote: Mathis-yea, Roberts-yea,
Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-104:

SUBJECT: Inviting bids for the Northern Wildlife Preserve Fence.

(Mission Bay Community Area. District-2.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-729) ADOPTED AS RESOLUTION R-283266

Inviting bids for the Northern Wildlife Preserve Fence;
Authorizing a contract with the lowest responsible bidder;
Authorizing the expenditure of \$120,000 from CIP-22-917.0,
Northern Wildlife Preserve Fence, Fish and Game Grant Fund
No. 38034, for providing funds for said project and related
costs; Authorizing the Auditor and Comptroller, upon advice
from the administering department, to transfer excess
budgeted funds, if any, to the appropriate reserves.
(BID-P4128/94)

CITY MANAGER SUPPORTING INFORMATION:

This project is located northeast of Lamont Street and Crown
Point Drive and will provide a fence around Mission Bay Park
Northern Wildlife Preserve, and buoys in the bay at the southern
end of the preserve. A fence is needed to discourage disturbance
of natural habitat by predators and the public. Aud. Cert.
9400281.

FILE LOCATION: W.O. 119997 CONT FY94-1

COUNCIL ACTION: (Tape location: A154-352.)

CONSENT MOTION BY STALLINGS TO ADOPT. Second by McCarty. Passed
by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea,
Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea,
Mayor Golding-yea.

* ITEM-105:

SUBJECT: Three actions related to the final subdivision map of
Torrey Reserve Unit No. 1, a 7-lot subdivision located
northeasterly of El Camino Real and Arroyo Sorrento
Road.

(Sorrento Hills Community Area. District-1.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-94-936) ADOPTED AS RESOLUTION R-283267

Authorizing the execution of a Subdivision Improvement Agreement with American Assets, Inc., for the installation and completion of public improvements.

Subitem-B: (R-94-935) ADOPTED AS RESOLUTION R-283268

Approving the final map.

Subitem-C: (R-94-937) ADOPTED AS RESOLUTION R-283269

Authorizing the execution of a Six Year Deferral Agreement for Traffic Signals with American Assets, Inc., for the construction of the traffic signal system at the intersection of El Camino Real and the Torrey Reserve Unit No. 1 project entrance.

CITY MANAGER SUPPORTING INFORMATION:

On February 9, 1993 the City Council of the City of San Diego adopted Resolution R-281472, accepting Conditions for Vesting Tentative Map TM-85-0824, known as Torrey Reserve (previously Sorrento Hills Phase 2). Condition No. 20 requires that the subdivider shall provide a traffic signal system at the intersection of El Camino Real and the project entrance, satisfactory to the City Engineer. The City is entering into a Six Year Deferral Agreement for Traffic Signals with American Assets, Inc., whereby American Assets agrees to commence building the traffic signal system prior to the fifth anniversary of this agreement, or at an earlier date specified by the City Engineer, or such later date to which this agreement may be extended at the sole discretion of the City Engineer. This agreement is secured with a bond in the amount of \$126,500.

FILE LOCATION: SUBD-Torrey Reserve Unit No. 1 CONT
FY94-2

COUNCIL ACTION: (Tape location: A154-352.)

CONSENT MOTION BY STALLINGS TO ADOPT. Second by McCarty.
Passed by the following vote: Mathis-yea, Roberts-yea,
Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-106:

SUBJECT: Three actions related to Kings Row Subdivision
Landscape Maintenance District.

(Lincoln Park Community Area. District-4.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-94-972) ADOPTED AS RESOLUTION R-283270

Authorizing the City Manager to initiate proceedings
for the formation of the Kings Row Subdivision
Landscape Maintenance District.

Subitem-B: (R-94-973) ADOPTED AS RESOLUTION R-283271

Approving the City Engineer's Report submitted in
connection with the Kings Row Subdivision Landscape
Maintenance District.

Subitem-C: (R-94-1027) ADOPTED AS RESOLUTION R-283272

Resolution of Intention to levy and collect assessments
on Kings Row Subdivision Landscape Maintenance
District.

CITY MANAGER SUPPORTING INFORMATION:

A petition for this Landscape Maintenance District was signed by the owner-developer of 100 percent of the property area involved. This landscaping improvement plan is proposed by the owner-developer on the western part of Euclid Avenue along Kings Row Subdivision with the installation of landscaping of trees and low growth and low maintenance shrubs to create a more pleasing and attractive environment. These improvements will be furnished by the owner-developer. In order to provide for the continued maintenance of the proposed landscaping, this enhancement project will depend on the establishment of a Landscape Maintenance District. Those property owners within this district pay for the annual maintenance on the basis of benefit. A property that benefits is one that exists adjacent to the landscape to be maintained. The present action is for the establishment of the district only. After the landscape construction is approved by the City, the landscaping improvements will be maintained by the developer for approximately two years or until July 1996. Consequently, assessments will be levied during Fiscal Year 1997.

The annual maintenance cost for the proposed landscaping improvements is estimated at \$10,194. The assessments are spread to include benefitting properties within the proposed district boundaries on the basis of 43 lots. The estimated annual assessment is approximately \$237 per lot. The property owners' assessments would not occur until Fiscal Year 1997.

FILE LOCATION: STRT M-307

COUNCIL ACTION: (Tape location: A154-352.)

CONSENT MOTION BY STALLINGS TO ADOPT. Second by McCarty.
Passed by the following vote: Mathis-yea, Roberts-yea,
Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-107:

SUBJECT: Improvement of the Alley in Block 24, Bird Rock
Addition.

(Midway Community Area. District-2.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-968) ADOPTED AS RESOLUTION R-283273

Granting the petition for the Improvement of the Alley in Block 24, Bird Rock Addition, under the provisions of the Improvement Act of 1911; Directing the City Manager to prepare plans, drawings, typical cross-sections, profiles and specifications for the Improvement of Block 24, Bird Rock Addition, together with estimates of the costs and expenses of such work and to furnish the Council with a description of the district to be included in the assessment for the work and improvements.

CITY MANAGER SUPPORTING INFORMATION:

The City has received a petition from property owners who are interested in improving their alley through the formation of an assessment district under the provisions of the Improvement Act of 1911, which provides the means to install public improvements with the cost assessed to the benefitting property owners. The

improvements would consist of grading and paving the alley. As required in these proceedings, a petition for this improvement was circulated and signed by the owners of 72 percent of the property area involved.

FILE LOCATION: STRT D-2297

COUNCIL ACTION: (Tape location: A154-352.)

CONSENT MOTION BY STALLINGS TO ADOPT. Second by McCarty. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-108:

SUBJECT: Two actions related to the Coronado Avenue (Thermal Avenue to Hollister Street) Underground Utility District.

(Otay Mesa-Nestor Community Area. District-8.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-94-781) ADOPTED AS RESOLUTION R-283274

Designating April 1, 1994 as the date upon which all property in the Coronado Avenue (Thermal Avenue to Hollister Street) Underground Utility District must be ready to receive underground service and July 1, 1994 as the date for the removal of all overhead utility facilities.

Subitem-B: (R-94-782) ADOPTED AS RESOLUTION R-283275

Authorizing the City Auditor and Comptroller to open Fund No. 78068 for the purpose of depositing Public Utilities Commission Case 8209 Utility Undergrounding Allocation Funds for the Coronado Avenue (Thermal Avenue to Hollister Street) Underground Utility District; Authorizing payment to all property owners in the Coronado Avenue (Thermal Avenue to Hollister Street) Underground Utility District as reimbursement for electrical service underground conversion work done on private property whenever the required length of

trenching exceeds 1 foot; Authorizing the Auditor and Comptroller to return to San Diego Gas & Electric Company any undisbursed funds.

Subitem-C: (R-94-783 Cor. Copy) ADOPTED AS RESOLUTION
R-283276

Authorizing the expenditure of not to exceed \$29,770 from Annual Allocation - Undergrounding of City Utilities, CIP-37-028.0 (an amount not to exceed \$23,635.16 from Fund 30245, Capital Outlay; and an amount not to exceed \$6,134.84 from Fund 30300 TransNet), for payment to SDG&E for the purchase and installation of four street lights.

CITY MANAGER SUPPORTING INFORMATION:

The Coronado Avenue (Thermal Avenue to Hollister Street) Underground Utility District was created by the City Council on November 24, 1992. The resolution creating the district left the matter of the actual dates for converting services and removing overhead facilities to be established later. This action will set April 1, 1994 as the Customer Ready Date, which will require that, upon this date, all affected customers within the underground utility district must have their services prepared to receive service from the new underground system. This action will also establish July 1, 1994 as the Pole Removal Date, which will require that, upon this date, all overhead facilities within the underground utility district must be removed. The utility companies concur with these proposed dates. Council Policy 800-2 provides for the use of California Public Utilities Commission Case 8209 Funds to assist in financing the conversion of private electric service laterals in all underground utility districts. Funding consists of a lump-sum reimbursement based upon the length of the electrical service trench. The property owner remains responsible for all remaining conversion costs.

Aud. Cert. 9400505.

FILE LOCATION: STRT K-214

COUNCIL ACTION: (Tape location: A154-352.)

CONSENT MOTION BY STALLINGS TO ADOPT. Second by McCarty.
Passed by the following vote: Mathis-yea, Roberts-yea,
Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-109:

SUBJECT: Two actions related to El Cajon Boulevard (62nd Street to Seminole Drive) Underground Utility District.

(College Community Area. District-7.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-94-827) ADOPTED AS RESOLUTION R-283277

Designating March 3, 1994 as the date upon which all property in the El Cajon Boulevard (62nd Street to Seminole Drive) Underground Utility District must be ready to receive underground service and May 17, 1994 as the date for the removal of all overhead utility facilities.

Subitem-B: (R-94-828) ADOPTED AS RESOLUTION R-283278

Authorizing the Auditor and Comptroller to open Fund No. 78067 for the purpose of depositing Public Utilities Commission Case 8209 Utility Undergrounding Allocation Funds for the El Cajon Boulevard (62nd Street to Seminole Drive) Underground Utility District; Authorizing payment to all property owners in the El Cajon Boulevard (62nd Street to Seminole Drive) Underground Utility District as reimbursement for electrical service underground conversion work done on private property whenever the required length of trenching exceeds one foot; Authorizing the Auditor and Comptroller to return to San Diego Gas and Electric Company any undisbursed funds.

CITY MANAGER SUPPORTING INFORMATION:

The El Cajon Boulevard (62nd Street to Seminole Drive) Underground Utility District was created by the City Council on November 26, 1991. The resolution creating the district left the matter of the actual dates for converting services and removing overhead facilities to be established later. This action will set March 3, 1994 as the Customer Ready Date, which will require that, upon this date, all affected customers within the underground utility district must have their services prepared to receive service from the new underground system. This action will also establish May 17, 1994 as the Pole Removal Date, which will require that, upon this date, all overhead facilities within

the underground utility district must be removed. The utility companies concur with these proposed dates. Council Policy 800-2 provides for the use of California Public Utilities Commission Case 8209 funds to assist in financing the conversion of private electric service laterals in all underground utility districts. Funding consists of a lump-sum reimbursement based upon the length of the electrical service trench. The property owner remains responsible for all remaining conversion costs.

FILE LOCATION: STRT K-201

COUNCIL ACTION: (Tape location: A154-352.)

CONSENT MOTION BY STALLINGS TO ADOPT. Second by McCarty.
Passed by the following vote: Mathis-yea, Roberts-yea,
Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-110:

SUBJECT: Grant of Easement to Pacific Bell for Telecommunication
Services at Morena Lake. (Campo Community Area.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-906) ADOPTED AS RESOLUTION R-283279

Authorizing the execution of a deed conveying to Pacific Bell an easement for telecommunications services to the California Department of Forestry and Fire Protection, in Tracts 70, 72, 74 and 75, Sections 7 and 8, Township 17 South, Range 5 East, S.B.M.

CITY MANAGER SUPPORTING INFORMATION:

Pacific Bell has requested an easement on City property presently leased to the California Department of Forestry and Fire Protection. Previous underground cable service was destroyed by the recent winter storms and temporary service is now being provided by an above-ground line. This easement grant will allow Pacific Bell to attach its lines to existing SDG&E aerial poles, and provide permanent services. This 6-foot-wide easement will be extended approximately 200 feet underground on City property. The Water Utilities Department approves this easement grant.

FILE LOCATION: DEED F-6211 DEED FY94-1

COUNCIL ACTION: (Tape location: A154-352.)

CONSENT MOTION BY STALLINGS TO ADOPT. Second by McCarty.
Passed by the following vote: Mathis-yea, Roberts-yea,
Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-111:

SUBJECT: Exclusive Sale of City-Owned Land on San Pasqual Valley
Road.

(San Pasqual Community Area. District-5.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-962) ADOPTED AS RESOLUTION R-283280

Authorizing the sale by negotiation of a portion of the Southeast Quarter of the Southwest Quarter, Section 29, Township 12 South, Range 1 West, San Bernardino Base and Meridian, and underlying fee interest in portions of State Highway 78 for the amount of \$6,500 to the State of California (CalTrans); Authorizing the execution of a grant deed, granting to CalTrans the property; Authorizing the City Manager or his designee to sign a Right-of-Way Contract regarding the property; Determining that no broker's commission shall be paid by the City on the negotiated sale.

CITY MANAGER SUPPORTING INFORMATION:

The subject property is required by CalTrans for the purpose of installing a concrete interception ditch to carry surface water runoff to adjacent drainage facilities. The project is located on the west side of the Wild Animal Park access road in San Pasqual. The total area to be sold consists of 16,436 square feet. CalTrans will relocate some signs and fencing as a result of the project. The property is owned by the Water Utilities Department, which has reviewed the proposed sale and has no opposition. The parcel was appraised at \$6,500 by CalTrans staff and reviewed by City of San Diego Valuation staff.

FILE LOCATION: DEED F-6212 DEED FY94-1

COUNCIL ACTION: (Tape location: A154-352.)

CONSENT MOTION BY STALLINGS TO ADOPT. Second by McCarty.
Passed by the following vote: Mathis-yea, Roberts-yea,
Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-112:

SUBJECT: Reconstruction of Fire Station #11 in Golden Hill.

(District-8.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-970) ADOPTED AS RESOLUTION R-283281

Authorizing the City Manager to submit and execute an application with the U.S. Department of Housing and Urban Development for a Section 108 Loan Guarantee to partially finance the reconstruction of Fire Station #11 in Golden Hill; Amending the Fiscal Year 1994 Community Development Block Grant Budget.

CITY MANAGER SUPPORTING INFORMATION:

Fire Station #11 is located at 25th Street and Broadway in the community of Golden Hill. The existing structure was built in 1913 and is currently in a state of severe deterioration. Because of this unreinforced concrete construction, the building is rated as "very poor." In the event of a major seismic disturbance, it is anticipated that there would be extensive structural damage. Reconstruction of the facility is the only viable method of providing a safer and more energy efficient structure and facilities for both male and female firefighters. The proposed CDBG Section 108 loan would provide the gap financing necessary to complete this project. The loan would be repaid over a ten year period using future CDBG entitlement funds from the Eighth Council District.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A154-352.)

CONSENT MOTION BY STALLINGS TO ADOPT. Second by McCarty.
Passed by the following vote: Mathis-yea, Roberts-yea,
Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-113:

SUBJECT: State Route 56/Carmel Valley Restoration Enhancement
Plan (CVREP) Acquisition. (Carmel Valley Community
Area. District-1.)

CITY COUNCIL'S RECOMMENDATION:

Adopt the following resolution:

(R-94-926) ADOPTED AS RESOLUTION R-283282

A Resolution approved by the City Council in Closed Session on Tuesday, November 30, 1993 by the following vote: Wolfsheimer-not present; Roberts-not present; Hartley-not present; Stevens-yea; Behr-yea; Stallings-yea; McCarty-yea; Vargas-yea; Mayor-yea. Authorizing the City Auditor to: 1) Increase CIP-52-356.0, State Route 56 - Property Acquisition and Floodway Construction, by the amount of \$354,724 and 2) Transfer the sum of \$354,724 from Fund 790022, Carmel Valley - SANDAG Advance, to CIP-52-356.0, State Route 56 - Property Acquisition and Floodway Construction; Authorizing the City Manager to: 1) Pay the sum of \$354,724 to American Assets, Inc.; 2) Execute a quitclaim deed in favor of American Assets for 0.976 acres of land, being a portion of Section 25, Township 14 South, Range 4 West and Section 30, Township 14 South, Range 3 West, San Bernardino Meridian, commonly known as the "CalTrans Remainder," in settlement of the case of City of San Diego v. American Assets, Inc., Superior Court Case No. 650556-1; Declaring that this payment and conveyance, and the prior payment of \$745,276 to American Assets, pursuant to Resolution R-279180, shall be a complete settlement of all damages, interest, costs and fees of any type, including attorney's fees, in the above-entitled litigation; Authorizing the City Auditor and Comptroller to issue one check in the amount of \$354,724, made payable to American Assets, Inc., and their attorneys of record, Seltzer Caplan Wilkins and McMahon, from CIP-52-356.0, State Route 56 - Property Acquisition and Floodway Construction.

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Aud. Cert. 9400659.

FILE LOCATION: DEED F-6213 DEED FY94-1

COUNCIL ACTION: (Tape location: A154-352.)

CONSENT MOTION BY STALLINGS TO ADOPT. Second by McCarty.
Passed by the following vote: Mathis-yea, Roberts-yea,
Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

*** ITEM-114:**

SUBJECT: Truck Prohibition on Rock Street Between 60th Street
and College Avenue.

(Mid-City Community Area. District-7.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-955) ADOPTED AS RESOLUTION R-283283

Prohibiting commercial vehicles with a gross vehicle weight
rating of over 10,000 pounds from operating on Rock Street
between 60th Street and College Avenue; Authorizing the
installation of the necessary signs and markings; the
regulations imposed will become effective upon the
installation of the signs.

CITY MANAGER SUPPORTING INFORMATION:

Rock Street is a low volume residential street with a prima facie
speed limit of 25 miles per hour. It is located in the Eastern
Area Community and has been experiencing an increase in heavy
truck traffic. The subject street runs parallel to University
Avenue and is situated two blocks south. A truck prohibition of
commercial vehicles with a gross vehicle weight rating over five
tons is recommended. Trucks making local deliveries and
providing service on Rock Street will still be permitted to use
the roadway.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A154-352.)

CONSENT MOTION BY STALLINGS TO ADOPT. Second by McCarty.
Passed by the following vote: Mathis-yea, Roberts-yea,
Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-115:

SUBJECT: Agreement with Luth and Turley, Inc., for General
Reconstructive Contracting and Cleanup Work.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-976) ADOPTED AS RESOLUTION R-283284

Authorizing an agreement with Luth and Turley, Inc., for
general reconstructive contracting and cleanup work for
damages to private property as outlined in Council Policy
400-10 and for those property damages for which the City may
be responsible; Authorizing the expenditure of not to exceed
\$700,000 consisting of \$363,300 from the Water Utilities
Water Fund 41500 and \$336,700 from Sewer Fund 41506, for
providing funds for the above contract.

CITY MANAGER SUPPORTING INFORMATION:

The recommendation is to approve the third year renewal of the
previously approved five year agreement with the firm of Luth and
Turley contractors, which was approved by Council on January 28,
1991. The renewal of the third option year is based upon the
past fiscal year's overall above standard performance by the
contractor, and their response to incidents reported by the City
involving property damages to the public that result from City
sewer and water main failures. The renewal of the third option
of this agreement has resulted in their agreement to not increase
any of the rates for services presently being charged. There was
no rate increase in the previous second option year.

Aud. Cert. 9400640.

FILE LOCATION: MEET CONT FY94-1

COUNCIL ACTION: (Tape location: A154-352.)

CONSENT MOTION BY STALLINGS TO ADOPT. Second by McCarty.
Passed by the following vote: Mathis-yea, Roberts-yea,

Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-116:

SUBJECT: Third Amendment to the Agreement with Nasland
Engineering for Corporate Research Park.

(Torrey Pines & Mira Mesa Community Areas. Districts-1
& 5.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-961) ADOPTED AS RESOLUTION R-283285

Authorizing the execution of a third amendment to the agreement with Nasland Engineering, for consultant services for Corporate Research Park; Authorizing the Auditor and Comptroller to transfer not to exceed \$29,650 from CIP-39-040.0, Pueblo Lands Development, Fund 30248, Capital Outlay, Industrial Development, to CIP-39-203.0, Corporate Research Park; Amending the Fiscal Year 1994 CIP Budget by transferring \$70,000 from Fund 30248, Capital Outlay - Industrial Development to CIP-39-203.0; Authorizing the expenditure of not to exceed \$187,650 (\$102,932 for the amendment and \$84,718 for related costs) from CIP-39-203.0, Corporate Research Park, Industrial Development Fund 30248.

CITY MANAGER SUPPORTING INFORMATION:

In March, 1981, City Council authorized an agreement with the firm of Nasland Engineering to provide consultant services for the development of Corporate Research Park (Resolution R-253850-2). During the last few years, the potential subdivision of Corporate Research Park has been impacted by City-sponsored constraints, such as resource protection overlay zones. The Planning Department has advised that it is necessary to revise the Environmental Impact Report (EIR). The EIR previously prepared for this project was finalized on April 23, 1984, over nine years ago. The critical environmental issues requiring additional analysis concern biological resources and traffic circulation. An updated biological report was prepared in June, 1990, for Nasland Engineering. This report identified

impacts to three sensitive plant species, the sensitive California gnatcatcher, and the Diegan coastal sage scrub vegetation. Also, an updated traffic study will be done to replace the existing study, particularly on Mira Mesa Boulevard, Lusk Boulevard, and Vista Sorrento Parkway. Appropriate mitigation should be considered to avoid significant impact. This action will provide for an amendment to the agreement and an increase in the consultant compensation to cover the additional services needed.

Aud. Cert. 9400628.

FILE LOCATION: MEET CCONT FY94-1

COUNCIL ACTION: (Tape location: A154-352.)

CONSENT MOTION BY STALLINGS TO ADOPT. Second by McCarty.
Passed by the following vote: Mathis-yea, Roberts-yea,
Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-117:

SUBJECT: Agreement with Ogden Environmental and Energy Services
Company for Professional Services for Sewer Main
Replacement Groups 72 and 80.

(Mission Hills & Hillcrest Community Areas.
District-2.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-971) ADOPTED AS RESOLUTION R-283286

Authorizing an agreement with Ogden Environmental and Energy
Services Company, Inc., for professional services in
connection with Sewer Main Replacement Groups 72 and 80;
Authorizing the expenditure of not to exceed \$112,080 from
Sewer Revenue Fund No. 41506, CIP-44-001.0, Annual
Allocation for Sewer Main Replacements; Authorizing the City
Manager to finance or refinance this project with tax exempt
securities, if circumstances so warrant.

CITY MANAGER SUPPORTING INFORMATION:

As part of an ongoing program to replace deteriorated concrete sewer mains, the City of San Diego Water Utilities Department is planning these two projects in the Mission Hills area (Sewer Main Replacement Groups 72 and 80). Original concrete sewers were installed in 1927, and are severely deteriorated. Both projects are located in steep and densely vegetated canyons and therefore require an environmental study to address potential impacts during the construction operation. This agreement will provide basic environmental services which consists of, but is not limited to, environmental data collection, constraints analysis, initial agency community interface, resources technical reports, conceptual revegetation design and erosion control recommendation for Phases I, II, and III. Anticipated additional services include additional City and community meetings, construction and biological monitoring, noise monitoring for Gnatcatcher and Ordinance requirements, cultural and archaeological monitoring for staging and access areas and detailed wetland delineation. Five consultants were selected from the as-needed list for environmental services by the Consultant Selection Coordinator on November 15, 1991. The Water Utilities Department interviewed these firms on March 17, 1992 in accordance with Council Policy 300-7, and Ogden Environmental and Energy Services was selected. Project subconsultants, KNK Environmental (WBE) Visual Assessment, and Gallegos and Associates (MBE) Cultural Resources will perform 7.2 percent and 9.8 percent of the work, respectively.

Aud. Cert. 9400639.

WU-U-94-068.

FILE LOCATION: MEET CCONT FY94-1

COUNCIL ACTION: (Tape location: A154-352.)

CONSENT MOTION BY STALLINGS TO ADOPT. Second by McCarty.
Passed by the following vote: Mathis-yea, Roberts-yea,
Kehoe-yea, Stevens-nay, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-118: RETURNED TO CITY MANAGER

SUBJECT: Amended Agreement with Public Resources Advisory
Group/Municipal Capital Management for the Master Lease
Program.

(See City Manager Report CMR-94-06.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-947)

Authorizing the execution of an amendment to the agreement with Public Resources Advisory Group/Municipal Capital Management (WBE), to provide financial advisory services to the Master Lease Program and the Automated Refuse Collection Program; Authorizing the expenditure of not to exceed \$47,000 from Non-departmental/Financial Services and the Refuse Collection Program Budget.

Aud. Cert. 9400625.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A145-153.)

CONSENT MOTION BY STALLINGS TO RETURN THE ITEM TO THE CITY MANAGER. Second by McCarty. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-119:

SUBJECT: Agreement with RECON for Brown Parcel Vernal Pools.

(Mira Mesa Community Area. District-5.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-944) ADOPTED AS RESOLUTION R-283287

Authorizing a five-year agreement with RECON, an environmental consulting firm, to develop and implement a restoration, monitoring and maintenance program for Brown Parcel Vernal Pools; Authorizing the expenditure of not to exceed \$145,000 from Fund 41200, Dept. 751.

CITY MANAGER SUPPORTING INFORMATION:

The Brown Parcel, located on Lopez Ridge, was purchased as a

mitigation measure for the development on Navy property known as the SANDER site. The transfer of the SANDER site from the Navy to the City, and subsequent development on the site would have resulted in adverse impacts to the existing vernal pools and mesa mint. Thus, the Navy initiated formal Section 7 consultation which resulted in the issuance of a Biological Opinion in 1988 stating the extent of the impacts and the mitigation measures required. The City is obligated to provide restoration, mitigation and monitoring of the site for a period of five years. In 1989, following the issuance of a Biological Opinion, the transfer of the SANDER site from the Navy to the City, and the purchase of the Brown Parcel, Regional Environmental Consultants (RECON) performed vernal pool restoration measures. The firm also conducted emergency fill removal and pool restoration activities in the fall of 1992 due to the illegal deposition of fill dirt into the restored vernal pool. The Waste Management Department requires the services of a professional consultant with expertise in biological restoration to work on sensitive biological habitat including vernal pools. RECON was selected in a competitive bid process to continue ongoing monitoring of restoration activities that occurred in 1992, and to develop and implement an additional restoration, monitoring and maintenance program in accordance with the requirements of a Section 7 consultation and to the satisfaction of the Fish and Wildlife Service, and to perform related biological mitigation measures. Funding is available in the Waste Management Enterprise Fund 41200, Department 75100, Job Order No. 7170, Operation Account Number 4151. The estimated cost of the project is \$139,407 and the total cost including contingency costs shall not exceed \$145,000 over a period of five years.

Aud. Cert. 9400617.

FILE LOCATION: MEET CCONT FY94-1

COUNCIL ACTION: (Tape location: A154-352.)

CONSENT MOTION BY STALLINGS TO ADOPT. Second by McCarty.
Passed by the following vote: Mathis-yea, Roberts-yea,
Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-120:

SUBJECT: Agreement with Sweetwater Union High School District
for a School Task Force Officer. (District-8.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-966) ADOPTED AS RESOLUTION R-283288

Authorizing an agreement with Sweetwater Union High School District, to provide a San Diego Police School Task Force Officer with primary responsibility to provide police services at the district's five secondary schools located in the City of San Diego.

CITY MANAGER SUPPORTING INFORMATION:

In past years, crime and violence have increased within our public schools. School districts and law enforcement officials continue to work as partners to ensure the safety of all school children. Sweetwater School District currently has five secondary schools located within the City limits. The City currently provides one School Task Force police officer for these schools. Sweetwater School District wishes to contract for an additional School Task Force police officer. General conditions of the agreement are: 1) The City provides an additional School Task Force police officer to provide a uniformed presence in and around school campuses. 2) The City will be reimbursed for half the cost of providing a PO II plus supervision and pro-rated equipment cost. 3) The City agrees to furnish normal police equipment and vehicle. 4) The City agrees the officer will develop presentations, attend meetings, continue community work, and provide pro-active enforcement during regular school hours. 5) This contract is for the remaining portion of Fiscal Year 1994 with an option to renew for an additional four years.

FILE LOCATION: MEET CONT FY94-1

COUNCIL ACTION: (Tape location: A154-352.)

CONSENT MOTION BY STALLINGS TO ADOPT. Second by McCarty.
Passed by the following vote: Mathis-yea, Roberts-yea,
Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-121:

SUBJECT: Center for Women's Studies and Services Agreement.

(Greater Golden Hill Community Area. District-8.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-960) ADOPTED AS RESOLUTION R-283289

Authorizing an agreement with Women's Studies and Services for renovation of their facility at 2467 E Street;
Authorizing the expenditure of not to exceed \$137,000 from CDBG Fund 18528, Dept. 4023, Org. 2307, JO 112125.

CITY MANAGER SUPPORTING INFORMATION:

The Center for Women's Studies & Services is a non-profit organization located at 2467 E Street. This agency provides many critical services to underprivileged women, predominantly in the low income group. These services include a 24-hour crisis hotline for victims of sexual assault and family violence; emergency safe shelter for battered women and their children; drop-in legal services; victim advocacy and accompaniment in the hospital or court setting; and prevention and education programs. This project proposes the renovation of their existing facility to include roof replacement; electrical and mechanical repairs; and installation of a ramp to meet the Americans With Disabilities Act (ADA) requirement. This action will provide the Center for Women's Studies with necessary funding to accomplish this project. On April 27, 1992, the City Council adopted Resolution R-279840 granting the \$137,000 of Community Development Block Grant funding for this project.

Aud. Cert. 9400631.

FILE LOCATION: MEET CONT FY94-1

COUNCIL ACTION: (Tape location: A154-352.)

CONSENT MOTION BY STALLINGS TO ADOPT. Second by McCarty.
Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-122:

SUBJECT: 15-Year License for Real Property Agreement at Brown Field.

(District-8.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-963) ADOPTED AS RESOLUTION R-283290

Authorizing a 15-year License for Real Property with the U.S. Department of Commerce, National Oceanic and Atmospheric Administration, for the installation, repair and removal of an Automated Surface Observing System (ASOS) at Brown Field Airport, which license contains a provision allowing the City to require relocation of the facilities, at the City's cost, if future airport improvements require such relocation.

CITY MANAGER SUPPORTING INFORMATION:

The U.S. Department of Commerce, National Oceanic and Atmospheric Administration requests an agreement to install an Automated Surface Observing Station (ASOS) at Brown Field Airport. The installation of the equipment at various sites on Brown Field would not interfere with present or future plans for the airport. Consideration during the term of the lease is the establishment, operation and maintenance of the facilities for the automated weather reports for the benefit of the public; all at no cost to the City.

FILE LOCATION: LEAS-U.S. Department of Commerce,
National Oceanic and Atmospheric
Administration LEAS FY94-1

COUNCIL ACTION: (Tape location: A154-352.)

CONSENT MOTION BY STALLINGS TO ADOPT. Second by McCarty.
Passed by the following vote: Mathis-yea, Roberts-yea,
Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-123:

SUBJECT: License Agreement for use of Fire Training Facilities
at Naval Training Center.

(See City Manager Report CMR-94-09. Peninsula
Community Area. District-2.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1002) ADOPTED AS RESOLUTION R-283291

Authorizing a three-month License Agreement with the United States Navy for the use of Fire Training Facilities at the Naval Training Center, with the option to extend the agreement in increments for up to five years, subject to the availability of budgeted funds; Extending CUBIC's maintenance contract for the Fire Fighting Facilities at the Naval Training Center, after the end of the initial three months, for a period of up to one year, subject to the availability of budgeted funds; Authorizing the expenditure of not to exceed \$62,000 from the General Fund/Fire Department 100/120, Object Account 4222, Job Order PE 12041, for the purpose of providing funds to reimburse the Navy for its costs under its extension of CUBIC's maintenance contract, and for expenses incurred for utilities, for the period of January 3, 1994 to April 2, 1994.

Aud. Cert. 9400666.

FILE LOCATION: MEET CONT FY94-1

COUNCIL ACTION: (Tape location: A154-352.)

CONSENT MOTION BY STALLINGS TO ADOPT. Second by McCarty.
Passed by the following vote: Mathis-yea, Roberts-yea,
Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-124:

SUBJECT: Issuance of Housing Refunding Bonds for Paseo Point
Apartments, located at 10024 Paseo Montril.

(See HCR-94-001CC. District-1.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-980) ADOPTED AS RESOLUTION R-283292

Authorizing the issuance, sale and delivery of
Multifamily Revenue Refunding Bonds of the Housing
Authority of the City for the refinancing of a

multifamily rental housing development known as Paseo Point Apartments.

NOTE: See the Housing Authority Agenda of January 18, 1994 for a companion item.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A154-352.)

CONSENT MOTION BY STALLINGS TO ADOPT. Second by McCarty. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-150:

SUBJECT: Workforce and MBE/WBE Participation FY 1993 Annual Equal Opportunity Program Status Reports of the Council-directed Independent Corporations.

(See City Manager Report CMR-93-346 and CCDC Draft Plan for FY 93-94.)

PUBLIC SERVICES AND SAFETY COMMITTEE'S RECOMMENDATION:

On 12/1/93, PS&S voted 4-0 to recommend adoption of the following resolution (Councilmembers Roberts, Hartley, Stevens, and Vargas voted yea; Councilmember Wolfsheimer not present):

(R-94-977) ADOPTED AS RESOLUTION R-283293

Approving the City Manager's Fiscal Year 1993 Workforce and MBE/WBE Participation Reports on the status of the City's Independent Corporations.

COMMITTEE ACTION: Reviewed by PSS on 12/1/93. Recommendation to accept the City Manager's Report CMR-93-346 accepting the Independent Corporations' EEO MBE/WBE Annual Reports and Plans. Districts 2,3,4 and 8 voted yea. District 1 not present.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A154-352.)

CONSENT MOTION BY STALLINGS TO ADOPT. Second by McCarty. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,

McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-151:

SUBJECT: Establishing a Permanent Advisory Board for Civic Events and Promotional Programs Funded from Transient Occupancy Tax Funds. (See memorandum from the Temporary Civic Events and Promotional Programs Allocation Committee dated 12/1/93.)

PUBLIC SERVICES AND SAFETY COMMITTEE'S RECOMMENDATION:
On 12/1/93, PS&S voted 4-0 to recommend introduction of the following ordinance and adoption of the following resolution (Councilmembers Roberts, Hartley, Stevens and Vargas voted yea; Councilmember Wolfsheimer not present):

Subitem-A: (O-94-211) AMENDED, TO BE INTRODUCED ON
JANUARY 31, 1994

Introduction of an Ordinance amending Chapter II, Article 6, of the San Diego Municipal Code, by adding Division 6, Sections 26.0601, 26.0602 and 26.0603, relating to Civic Events and Promotional Programs Allocation Program.

Subitem-B: (R-94-975) ADOPTED AS RESOLUTION R-283300

Adoption of a Resolution approving the continuation of the new procedure for the annual allocation of Transient Occupancy Tax funds for Civic Events and Promotional Programs as follows: 1. Continue to use an appointed board to review allocations for civic events and promotional programs. 2. Continue the existing temporary committee for FY95 budget development. 3. Establish a permanent Civic Events and Promotional Programs Board for FY96. Approving the specified criteria for consideration of applications for funding.

SUPPORTING INFORMATION:

On February 22, 1993 Council adopted Resolution R-281494 approving a new procedure for making recommendations to the City Council for the annual allocation of Transient Occupancy Tax (T.O.T.) funds for Civic Events and Promotional Programs. A nine-member temporary board was appointed by the City Manager consisting of representatives nominated by each of the Council members. In addition to evaluating requests for funding based on predetermined criteria, and making recommendations, the Committee

made several policy recommendations regarding the application and allocation process. These recommendations are discussed in the memorandum dated December 1, 1993. These recommendations were forwarded to the Public Services and Safety Committee on December 1, 1993; all recommendations with the exception of #4 were approved.

COMMITTEE ACTION: Reviewed by PS&S on 12/1/93. Recommendation to approve recommendations 1,2,3 and 5 as follows: Continue to use an appointed Board to review allocations for civic events and promotional programs; Continue the existing temporary committee for FY 95 budget development; Establish a permanent Civic Events and Promotional Programs Board for FY 96; Approve the specified criteria for consideration of applications for funding.

FILE LOCATION: Subitem-A: NONE; Subitem-B: MEET

COUNCIL ACTION: (Tape location: H435-682.)

MOTION BY ROBERTS TO ADOPT WITH THE AMENDMENT THAT APPOINTMENTS CONSIST OF A NINE-MEMBER BOARD WHERE THE MAYOR SHALL APPOINT THE CHAIRPERSON AND EACH COUNCIL MEMBER SHALL NOMINATE ONE MEMBER. DIRECT THE CITY ATTORNEY TO PROVIDE CLARIFICATION OF THE APPOINTMENT PROCESS--MAYOR APPOINTMENTS VS COUNCIL APPOINTMENTS--WITH RESPECT TO APPOINTMENTS TO BOARDS WHERE DECISIONS ON EXPENDITURE OF FUNDS TAKE PLACE. Second by Kehoe. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-nay, Vargas-yea, Mayor Golding-yea.

ITEM-200:

SUBJECT: Centre City Urban Design Strategy.

MAYOR GOLDING'S RECOMMENDATION:

Adopt the following resolution:

(R-94-978 Rev. 2 Cor.Copy) ADOPTED AS RESOLUTION R-283294

Accepting the presentation of the Centre City Urban Design Strategy and referring the Strategy to the City Manager to evaluate and identify the costs of implementation; Requesting that a responsible department or agency for the implementation of the Centre City Urban Design Strategy be identified;

Directing the City Manager to return the analysis of the implementation costs and the responsible agency to the City Council for consideration.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A356-B574.)

MOTION BY ROBERTS TO INSTRUCT THE CITY MANAGER TO ESTABLISH A PROCESS THAT WOULD INCLUDE THE COMMUNITY PLANNING GROUPS, CCDC (CENTRE CITY DEVELOPMENT CORP.), THE TRANSPORTATION AND LAND USE COMMITTEE, AND THEN BRING FORWARD TO COUNCIL FULL RECOMMENDATION OF A COMPREHENSIVE PLAN. Second by Vargas. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-201:

SUBJECT: Two actions related to Recommendations for Restructuring the Housing Commission.

(See memorandum from Mayor Golding dated 1/7/94.)

MAYOR GOLDING'S RECOMMENDATION:

Introduce the following ordinance and adopt the following resolution:

Subitem-A: (O-94-59) INTRODUCED AS AMENDED, TO BE
ADOPTED ON JANUARY 31, 1994

Introduction of an Ordinance amending Chapter IX, Article 8, Division 3, of the San Diego Municipal Code by amending Section 98.0301, relating to the San Diego Housing Commission, requiring a majority vote of the City Council to call an item up to the Housing Authority.

Subitem-B: (R-94-1058) ADOPTED AS AMENDED AS RESOLUTION
R-283301

Directing the Housing Commission and its staff to be independent from other City staff. Appointing Deputy Mayor George Stevens as the Council's liaison to the Housing Commission. Authorizing the City Manager, acting as interim Executive Director of the Housing Commission, to direct the Housing Commission staff to

begin a search for an Executive Director of the Housing Commission and the Housing Authority and to recommend a candidate for that position to the Housing Authority for its approval. Approving the concept of replacing the current Councilmembers serving as members of the Housing Commission with private citizens.

FILE LOCATION: Subitem-A: NONE; Subitem-B: MEET

COUNCIL ACTION: (Tape location: B582-C503; D010-E305.)

Motion by Stevens to approve the Mayor's recommendation with an amendment that Deputy Mayor Stevens remain on the Housing Commission. No second.

MOTION BY McCARTY TO ADOPT THE MAYOR'S RECOMMENDATION WITH THE AMENDMENT THAT THREE VOTES WILL MOVE AN ITEM TO THE HOUSING AUTHORITY. ALSO, (1) DIRECT THE CITY ATTORNEY TO PREPARE A PROPOSED ORDINANCE TO STATE THAT MAJOR POLICY ISSUES AND FINAL PROJECT APPROVAL WILL COME BEFORE THE HOUSING AUTHORITY, AND (2) INSTRUCT THE CITY MANAGER TO APPOINT AN INTERIM EXECUTIVE DIRECTOR OF THE HOUSING COMMISSION. Second by Stevens. Passed by the following. vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-202:

SUBJECT: Declaring a Continued State of Emergency regarding the Discharge of Raw Sewage from Tijuana, Mexico.

(San Ysidro and Tijuana River Valley Community Areas. District-8.)

MAYOR GOLDING'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1023) ADOPTED AS RESOLUTION R-283296

Declaring a continued State of Emergency regarding the discharge of raw sewage from Tijuana, Mexico.

CITY MANAGER SUPPORTING INFORMATION:

For over 50 years, renegade raw sewage flows from Tijuana, Mexico have flowed across the international border in the Tijuana River

into the United States. These flows have impacted the health and safety of San Diego residents. The permanent solution to this border situation is the construction of the proposed International Treatment Plant by the federal government. This plant is expected to be operational by 1998 and will treat raw sewage from Mexico. In the interim, until the international plant is constructed, the City in 1991, agreed to accept and treat 13 million gallons per day of Tijuana sewage in the Metropolitan Sewerage System. The amount of flow that the City can accept is limited due to the capacity of the emergency connection. Due to increased water availability and usage in Tijuana, raw sewage flows in the Tijuana River have increased. These flows are beyond the capacity that can be handled by the Mexican treatment system and the emergency connection. These increased flows threaten the health, safety and welfare of the citizens of San Diego. The declaration of emergency enacted on September 7, 1993 and continued on September 27, 1993, and again on October 4, 11, 25, 1993, and again on November 15 and 29, 1993, and again on January 3, 1994 will enable the City to assist state and federal agencies in expediting the treatment of this international sewage. The government code requires the local governing body to review a State of Emergency every 14 days until the local emergency is declared terminated. This action requests the continuation of the State of Emergency declared by City Council on September 7, 1993 and authorization for the City Manager to execute all necessary contracts for the diversion, treatment, and disposal of international raw sewage.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A154-352.)

CONSENT MOTION BY STALLINGS TO ADOPT. Second by McCarty.
Passed by the following vote: Mathis-yea, Roberts-yea,
Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-203:

SUBJECT: Two actions related to the final subdivision map of
Carmel Valley Neighborhood 1 Unit 16A1.

(A 12-lot subdivision located southeasterly of Del Mar
Heights Road and Carmel Canyon Road. Carmel Valley
Community Area. District-1.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-94-1025) ADOPTED AS RESOLUTION R-283297

Authorizing a Subdivision Improvement Agreement with
Village Properties for the installation and completion
of public improvements.

Subitem-B: (R-94-1024) ADOPTED AS RESOLUTION R-283298

Approving the final map.

FILE LOCATION: SUBD-Carmel Valley Neighborhood 1 unit 16A1
CONT FY94-1

COUNCIL ACTION: (Tape location: A154-352.)

CONSENT MOTION BY STALLINGS TO ADOPT. Second by McCarty.
Passed by the following vote: Mathis-yea, Roberts-yea,
Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-204:

SUBJECT: Inviting bids for Encanto Neighborhood Park
Improvements.

(Skyline-Paradise Hills and South Encanto Neighborhood
Community Areas. District-4.)

(Continued from the meeting of December 6, 1993, Item
107, at Councilmember Stevens' request, for further
review of the plans.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-722) ADOPTED AS RESOLUTION R-283299

Inviting bids for Encanto Neighborhood Park
Improvements on Work Order No. 118910; Authorizing the
execution of a contract with the lowest responsible
bidder; Authorizing the expenditure of \$411,170 from
CIP-29-443.0, Encanto Neighborhood Park - Improvements,

\$5,646 from Capital Outlay Fund No. 30245, \$63,764.31 from Capital Outlay Other Fund No. 302453, \$16,275 from PSD Fund No. 11680, \$13,725 from PSD Fund No. 15000, \$65,000 from Skyline-Paradise Urban Community Fund No. 79509, and \$246,759.69 from Public Resources Account Grant Fund No. 38024; Authorizing the City Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves; Stating for the record that the City of San Diego as Lead Agency has reviewed and considered the final environmental document, EQD-88-1054. (BID-K94074)

CITY MANAGER SUPPORTING INFORMATION:

Encanto Neighborhood Park is a partially developed 7.2 acre site located at 6715 Imperial Avenue between Woodman Street and 68th Street. The proposed project will remove an old comfort station and provide an open turf area, a larger tot lot, pedestrian access, drainage channel improvements, landscaping and irrigation system improvements.

Aud. Cert. 9400312.

FILE LOCATION: W.O. 118910 CONT - Castello, Inc. CONT
FY94-1

COUNCIL ACTION: (Tape location: A154-352.)

CONSENT MOTION BY STALLINGS TO ADOPT. Second by McCarty.
Passed by the following vote: Mathis-yea, Roberts-yea,
Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-205:

SUBJECT: Amendment to the North City Future Urbanizing Area
Framework Plan, Progress Guide and General Plan.

(District-1. Partially in the Coastal Zone.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1028) ADOPTED AS RESOLUTION R-283302

Initiating an amendment to the Progress Guide and

General Plan to revise the North City Future Urbanizing Area Framework Plan requirement for the adoption of subarea plans prior to or concurrent with City Council consideration of the phase shift in order to allow for voter consideration of a phase shift as provided for in the Framework Plan.

FILE LOCATION: LAND - North City Future Urbanizing Area

COUNCIL ACTION: (Tape location: E430-H429.)

MOTION BY MATHIS TO ADOPT THE RESOLUTION APPROVING THE INITIATION PROCESS TO BEGIN FULL AMENDMENT TO THE FRAMEWORK PLAN AND PROGRESS GUIDE AND GENERAL PLAN WITH THE UNDERSTANDING THAT APPROVING THE INITIATION AT THIS POINT DOES NOT IN ANY WAY COMMIT THIS COUNCIL TO EITHER THE APPROVAL OF THE AMENDMENT ITSELF OR THE PLACEMENT OF THE PHASE SHIFT ON THE JUNE BALLOT. ALSO, REQUEST THE CITY MANAGER RECONVENE THE CAC TO HELP IN THE REVIEW PROCESS TO LEAD TO COUNCIL ACTION. Second by Warden. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-nay.

ITEM-206: NOTED AND REFERRED TO CLOSED SESSION

SUBJECT: Possible acquisition by the City of all or a portion of the Great Western Bank Block located at 701-707 Broadway from Home Federal Savings and Loan Association and the Resolution Trust Corporation.

(Centre City Community Area. District-2.)

CITY MANAGER'S RECOMMENDATION:

The City Manager's recommendation will be presented in Closed Session on January 18, 1994. Members of the public wishing to address the Council on this item should speak "in favor" or "in opposition" to the subject listed above.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: I038-068.)

ITEM-330: RETURNED TO CITY MANAGER

SUBJECT: Implementation of the Federal Endangered Species Act
Section 4(d) Rule (Natural Communities Conservation
Plan Process).

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1007)

Approving the Natural Communities Conservation Planning
(NCCP) Program Interim Habitat Loss Permit Process.

SUPPORTING INFORMATION: Approval of the resolution would adopt
City procedures to implement the Federal Endangered Species Act
Section 4(d) Special Rule process for "incidental take" of
California gnatcatchers and loss of coastal sage scrub and other
gnatcatcher or critical habitat. The proposed City process is
based on the requirements of the State of California Natural
Communities Conservation Planning Program Guidelines, as required
by the language of the Federal 4(d) Rule.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A145-153.)

CONSENT MOTION BY STALLINGS TO RETURN THE ITEM TO THE CITY
MANAGER. Second by McCarty. Passed by the following vote:
Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea,
Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-S400:

SUBJECT: City/County Downtown Jail MOU.

(See City Manager Report CMR-94-14.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1052) ADOPTED AS AMENDED AS RESOLUTION R-283303

Authorizing the execution of a Memorandum of
Understanding (MOU) between the City and the County of
San Diego concerning the construction and operation of
a 900-unit County Jail to be located in the downtown

area.

FILE LOCATION: MEET CONFY94-1

COUNCIL ACTION: (Tape location: E319-403.)

MOTION BY ROBERTS TO APPROVE IN CONCEPT ONLY AND TO INSTRUCT THE CITY MANAGER TO BEGIN THE DRAFTING OF THE FINAL AGREEMENT. Second by McCarty. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

NON-DOCKET ITEMS:

None.

ADJOURNMENT:

The meeting was adjourned by Mayor Golding at 6:55 p.m. in honor of the memory of Bill Collins and Hal Braham as requested by Council Member Warden, and of David Gutierrez and Tito Cepeda Baza as requested by Council Member McCarty.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: I069).